

OCT 20 2004

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*Teri McDonald* 10/20/04

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Re Applic of	International Business Machines Corporation
Docket No.	FIS920030091US1
Serial No.	10/604,146
Filing Date	6/27/03
Attorney	H. Daniel Schnurmann

Attached: Response to Restriction Requirement

**PLEASE DELIVER TO:****EXAMINER:** Yennhu B. Huyng**ART UNIT:** 2813**PHONE NO:****FAX NO:** 703-872-9306

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE	
In re application of: Joel P. DeSouza, et al.	Date: October 20, 2004
Serial Number: 10/604,146	Examiner: Jack S. J. Chen
Filed: 6/27/2003	Group Art Unit: 2813 / Conf. # 1145
Title: Method of Forming Silicon-on-Insulator Wafers Having Process Resistant Applications	IBM Corporation D/18G, B/300, Zip 482 2070 Route 52 Hopewell Junction, NY 12533-8531

### RESPONSE TO RESTRICTION REQUIREMENT

Commissioner of Patents and Trademarks  
P. O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This is in response to the Office Action dated October 4, 2004.

The Examiner in the Office Action has required restriction under 35 U.S.C. 121, stating that the claims contain the following patentably distinct species:

Species I, (fig. 3) drawn to a method of providing electrical isolation in a SIMOX substrate according to a first embodiment;

Species II (fig. 4) drawn to a method of providing electrical isolation in a SIMOX substrate according to a second embodiment; and

Species III (fig. 5) drawn to a method of providing electrical isolation in a SIMOX substrate according to a third embodiment.


Applicants elect to prosecute the invention of Species I (fig. 3) according to the first embodiment of the invention, and withdraw from consideration without prejudice Species II and Species III as being drawn to non-elected invention.

Therefore, the invention represented by Species II and III, respectively illustrated in Figs. 4 and 5 can be withdrawn by the Examiner under 37 C.F.R. 1.142 b), as being drawn to a non-elected invention.

It is understood that upon the allowance of a generic claim, Applicants will be entitled to consideration of all the claims to the species that were withdrawn from consideration.

The election of claims is made without traverse.

Respectfully submitted,  
JOEL P. DE SOUZA ET AL.

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